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OFFICE OF PETITIONS

ON PETITION

In re Application of
Melvin, et al.
Application No. 10/730,390
Filed: December 8, 2003
Attorney Docket No. 10991796-2
For: METHOD AND SYSTEM FOR
OUTPUT FLOW CONTROL IN NETWORK
MULTIPLEXERS

This is a decision on the petition under 37 CFR 1.137(b), filed on January 31, 2011, to revive the above-identified application.

The petition under 37 CFR 1.137(b) is **DISMISSED AS MOOT**.

Petitioners state that the above-identified application became abandoned as a result of their failure to timely reply to the Notification of Non-Compliant Appeal Brief, mailed November 17, 2010, which set a one month/30 day extendable period for reply. No Notice of Abandonment has been mailed in this application.

Petitioners are informed that the application never went abandoned. The petition was accompanied by an authorization to charge required fees to petitioners' deposit account. A two month extension of time was due on January 31, 2011. The Office charged the \$490.00 two month extension of time to petitioners' deposit account on accounting date February 25, 2011. Applicants filed what appears to be a compliant amendment on January 31, 2011. As a proper reply was timely filed, the application never went abandoned and the petition under 37 CFR 1.137(b) is **dismissed as moot**. No additional fees are required.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

After the mailing of this decision the application will be forwarded to Technology Center A.U. 2473 for consideration of the appeal brief filed on January 31, 2011.

Telephone inquiries pertaining to this decision may be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, reading "Shirene Willis Brantley". The signature is written in a cursive, flowing style.

Shirene Willis Brantley
Senior Petitions Attorney
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